BUSINESS / B1

Peso hits new 7-year high of 44.15 to $1

METRO / A17

After closure of 2 Rizal landfills, MMDA tells Metro residents: Don't throw that garbage

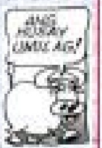
ACROSS / A13

Pampanga's war on 'jueteng' starts via text brigade

NEWS / A2

Lapus blames local gov't units for waste of P329M textbooks

'Manny-la,' no; champ to call on GMA, Atienza



Dolphins Puerto's new splashy treat

Thursday, October 11, 2007 ★★★ 7 sections / Vol. 22 / No. 305 P18

PHILIPPINE DAILY INQUIRER
BALANCED NEWS, FEARLESS VIEWS



'Puno is impeach brains'

Pablo Garcia also says DILG chief to side with GMA vs JDV

A KEY ALLY OF PRESIDENT Macapagal-Arroyo has tagged Interior Secretary Ronaldo Puno as the mastermind of the "weak" impeachment complaint filed by lawyer Roel Pulido.



JDV: Impeach rap aims to remove me, punish my son

Marcos guards kicked out owners with only their clothes on their backs





One more time: House to probe Ka Bel's bribe rap

PCGG chair P10-M advances may lead to his resignation

First Malaysian astronaut hosts Eid party in space

OFW kin tend to just sit back and wait, says poll

WEATHER FORECAST

Second FRONT PAGE



MEGALOTTO 6/45

₱4,802,778.00

Senators see NBN cover-up

New Neda chief faces contempt for refusing to reveal 'secrets'

ALTHOUGH PRESIDENT MACAPAGAL-ARROYO has shelved the project, senators suspect that there are still secrets that Malacañang wants to hide from the public behind the controversial $329-million national broadband network deal with China's ZTE Corp.

WHAT'S INSIDE

Local gov'ts blamed for textbook glut

Lack of coordination

Policy confusion

Audit highlights



Trillanes petitions SC to let him go to Senate

4,100 villages declared 'hotspots'

Lawyer in traffic killing placed on watchlist

THE LAWYER ACCUSED OF SHOOTing dead two people over a traffic altercation in Pasig City last week has been placed on the immigration watchlist while his case is being tried in court.

Immigration Commissioner Marcelino Libanan said double homicide suspect Manuel Hernandez Jr., who works at the legal department of the Pasig City Hall, has been ordered from travelling outside the country.

Police reports said Hernandez shot dead Edgardo Cardano, 49, and Katherine Pelayo, 27, along Shaw Boulevard at 1:30 p.m. on Oct. 2 during a traffic altercation.

Libanan said Acting Justice Secretary Agnes Devanadera ordered him to place the local government lawyer on the watchlist last Oct. 3, the day the Pasig Regional Trial Court allowed him to post P80,000 bail.

"The watchlist order was issued pending issuance by the Pasig court or the Department of Justice of a hold departure order against the accused," Libanan said.

The lawyer was arrested five hours after the shooting at his residence in Barangay Kapitolyo. However, the firearm he supposedly used in shooting the victims was not in his possession and remains missing.

Police officials are also studying the possibility of charging Hernandez for violating the Commission on Elections gun ban.

Margaux C. Ortiz

GMA presses Cyber-Ed project

Bid winner wants CHEd to pay up



The Daily Gospel

LANDMARK

Supermart - Food Center

TRINOMA









LANDMARK

Department Store - TRINOMA

OPENING SOON

One more time: House to probe Ka Bel's bribe charge





IN THE KNOW

It's not the first time

OFW kin tend to just sit back ...

Not in business

Pull of spending at malls

Father, mother, children

Migration

Internet



Cold mornings don't mean cold season is here

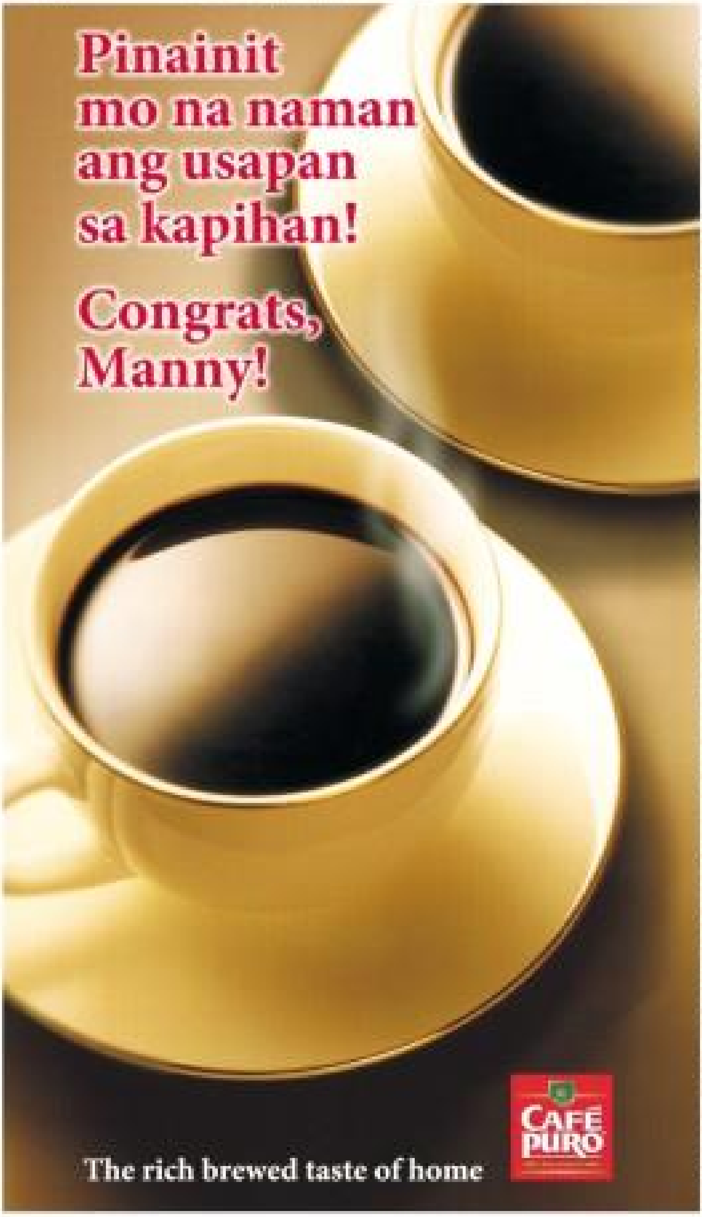
Lapus is VP of Unesco conference



Marcos guards kicked out owners with only their clot

A US general lived there

Unreasonable answer



'Manny-la,' no;

Debt of gratitude

Not proper time?

First Malaysian ast

hes on their backs

Too close to Palace

champ . . .

'Maybe, on next fight'

Giddy with excitement

tronaut hosts . . .

Praying 80 times in 24 hours

PHILIPPINE DAILY INQUIRER

Opinion

Sun sets on Jpepa

EDITORIAL

TO THE UNTRAINED EYE OR THE UNSUSPECTING mind, the scrupulously measured language of the Japan-Philippine Economic Partnership Agreement seems neutral enough. The first provision of Article 96, for instance, seems fair on its face. "Each Party shall accord to investors of the other Party that have suffered loss or damage relating to their investments ... due to armed conflict or state of emergency such as revolution, insurrection, civil disturbance or any other similar event ... treatment ... that is no less favorable than the most favorable treatment which it accords to any investors."

It takes a lawyer like former University of the Philippines College of Law dean Merlin Magallona to see through the balanced blandness. This article and another one related to it, Article 99, mean the Philippines agrees to serve as a guarantor of Japanese investments against the risk of civil disturbances and the like. "This would make the Philippines liable for acts of private individuals," Magallona told the Senate foreign relations committee the other day. "This is a remarkable abdication of our sovereign prerogative. We should be responsible only by reasons of our own sovereign acts, not those by private persons."

Come to think of it, what is the probability that Philippine investments in Tokyo will be lost because of, say, an insurrection in Japan?

Magallona and another, even more eminent lawyer, former Supreme Court Associate Justice Florentino Feliciano, presented separate legal studies they had prepared on the controversial Jpepa before the Senate committee chaired by Sen. Miriam Defensor-Santiago. (Feliciano's paper was read by another lawyer.) Feliciano, perhaps the country's foremost expert on international law, said the Jpepa was marked by "serious constitutional problems." He pointed to several instances, including Annex 7 of the agreement, which lists what is called the schedule of reservations. This listing of exceptions is fatally incomplete, Feliciano said.

"This omission in the Philippine Schedule to Part 1 of Annex 7 means that, should Jpepa come into legal effect, Japanese investors would be entitled to own more than 40 percent of a public utility enterprise in the Philippines under the Jpepa. This result would be in direct contravention of our Constitution."

When that happens, the Philippines can refuse to allow it, precisely on constitutional grounds. When it does so, however, "such denial would ... be a breach of our treaty obligations ... and generate ... probable liability for damages before an international judicial or arbitral forum."

Those who defend the agreement by reassuring the public that unconstitutional arrangements would be disallowed anyway fail to mention that, by allowing the possibility of such arrangements in the first place, the Philippine government has already acted against its own best interests.

But if the omissions in the Philippine schedule of reservations in Annex 7 are an instance of a contracting party tying one hand behind its back, the stipulations in Article 94 (again, innocuous to the non-legal eye) give us an example of a contracting party tying itself to a corner, and on its own initiative. These provisions prevent Congress from passing laws in the future that may run counter to the Jpepa, Feliciano said.

Santiago is a key ally of President Macapagal-Arroyo and a supporter of key administration measures. But she is also a lawyer, and her respect for Feliciano is boundless. ("In my personal view, when Justice Feliciano says something, that is no longer debatable," she said. Feliciano's opinion "is simply [on] the level of the supernatural—when he says something, there is almost nothing that you can say against it.")

The impact the position papers of Feliciano and Magallona had on the committee members seems to have sealed the fate of the agreement.

Much of the controversy over the Jpepa involves the possibility of toxic waste dumping, the tighter rather than looser access to the Japanese market for Filipino nurses, the government's lack of transparency. It was necessary to debate these issues, but the other day Santiago drew the Jpepa bottom line with great precision: "That is the most fundamental priority of all these hearings: Is it constitutional or not?"

It isn't.

[illegible]



Death as embargo waiver

VIEWPOINT

Juan L. Mercado

THE E-MAIL FROM INDIA WAS DIRECT: One of Asia's outstanding foresters lost his battle with leukemia. [illegible]

Two questions

THERE'S THE RUB

Conrado de Quiros

THE FIRST IS: WHY CAN'T JOSE DE VENECIA let the Senate hearing on the ZTE deal? [illegible]

One-sided move

POLITICAL TIDBITS



Belinda Olivares-Cunanan

'Go repair my house'

HUMAN FACE



Ma. Ceres P. Doyo

The invisible ball

THE LONG VIEW



Manuel L. Quezon III

Roommates

YOUNG BLOOD

Charmie Saligumba

NOTICE TO YOUNGBLOOD CONTRIBUTORS

'Amazing' display at UN

LETTERS

Bad journalism, differing opinions

May GSIS amend act of Congress?



MORE than a cry for Erap's freedom, the streamer voices a national dilemma

Pardon for Erap: reconciliation or protection?

Transparent frog skin for public officials, anyone?

Points Solita Monsod missed in Jpepa

Why Muslim topped search for MSU president

War on 'jueteng' in Pampanga starts

Iloilo mayor sued for trip paid for by Taiwan firm

Party-list exec linked to Palace held for extortion



SURVIVING CRAFT

Papers on overpriced computers missing

More village poll violence expected



INQUIRER Southern Luzon

The old, old woman of Mt. Banahaw





Power breakfast

Daily grind

Natural farming

Puno is impeach brains, says Pablo Garcia

Threat to bolt Kampi

Wishful thinking

'Mockery'

JDV: Impeach rap aims to remove me, to punish my son

Palace 'underlings'

To counterattack

Ace up his sleeve

Delay an opportunity

Numbers game

Purported bribe attempts

'We'll never know'

House solid for GMA

Kampi support

PCGG chair's P10-M advances may lead to his resignation

Questionable transactions

Official remittances

PAGC declines comment

Dolphins Puerto Princesa's splashy treat

Sponsors

Also whale sharks

News

DOH to regulate infant milk ads

With SC rebuff, gov't to tighten checks on milk firms' health claims

DESPITE THE SUPREME COURT'S LIFTING OF the ban on infant formula milk advertisements, the health department said such ads would still go through stringent checks by a government inter-agency committee.



Aplus Metro

Hold that garbage, says MMDA

Rizal row leads to suspension of trash collection; alternate sites mulled



FRENCH FLAVOR, FILIPINO FOOD

IF THE TRASH COLLECTOR IS NOT MAKING his usual rounds in your neighborhood lately, don't be surprised.

Makati court sets start of Leviste trial on Oct. 24

Col. Rolando Abadilla: Those were the days

ON TARGET



Ramon Tulfo

Taguig hospital gets shot in the arm



Doctor's son in Mendez case a no-show at NBI

Did you know

MetroBriefs

Nursing professor charged

School to honor founder in homecoming

WORLD BRIEFS

Life sentence for priest

2 women killed in Baghdad

German loses CIA torture case

Turkey to send troops to N. Iraq

Taiwan unveils 2 new missiles



250 dead in Pakistan fighting

Israel's Olmert quizzed on suspected corruption

The World

Blackwater told to pay victims $136M

BAGHDAD—THE IRAQI GOVERNMENT WANTS US SECURITY firm Blackwater to pay $8 million in compensation to each of the families of 17 people killed in a shooting last month, a senior government source said on Tuesday.

Hard-disk pioneers win Nobel Prize



FERT



GRUNBERG

Western envoys soften UN draft on Burma

China now has 106 billionaires



Britney Spears to be booked for hit-and-run

SPORTS

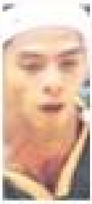


WHAT'S INSIDE

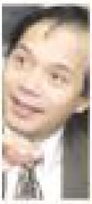


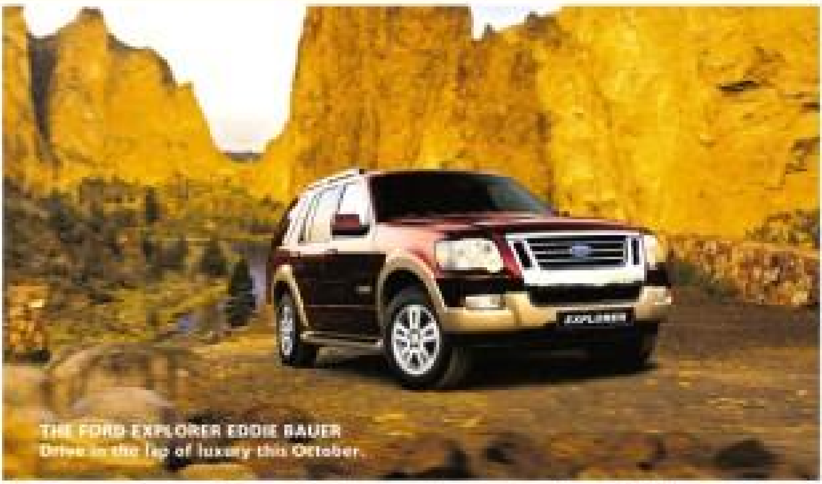
Malarayat hosts Asean Golf Tour leg Oct. 17 /A23

Alcano leads 11-man RP World Pool cast



No Big J for Air21 against Magnolia; Express to trade Arwind?





PNG revival all set, says Ramirez

5 RP netters enter Asian 14-U quarters

Egyptian GM deals So 1st defeat in Jrs



Internet, 'pancit canton' lead to Fil-Am's discovery

IN HUDDLE

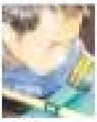


SPORTSWATCH

Canossa Academy-Lipa gains semifinals

7 cockers lead LGBA series with 3 wins

Speed Shoot Challenge up



VALLE

La Salle spikers expect tough battle from rivals



Orduna leads RP World Cup contingent to Italy



ORDUNA

NY manager in limbo after playoff exit

Malarayat hosts Asean Golf Tour leg Oct. 17



ARTEMIO Murakami

Aunzo wrests lead

Rusty Lopez, CKP 168 whip foes

NBC-Spring five stumbles



MLTC, PCA reach finals

Gandionco rules kart leg



GANDIONCO

SPORTS

Mindanao runners take last shot at nat'l finals



39 local jins head for Vietnam

BUSINESS

Peso hits new 7-year high of 44.15 to $1

BSP says foreign investments up 70% in first 7 months

THE PESO YESTERDAY shot up to a new seven-year high of 44.15 from Tuesday's 44.31 to the US dollar

IN THIS ISSUE

PAL receivership exit a first in SEC history

SPECIAL REPORT

CORPORATE WATCHERS ARE UNANIMOUS in saying that Philippine Airlines' arduous path back to financial health was due mainly to its majority shareholder and PAL chief Lucio Tan.



Stocks jump 1.6%

SHARE PRICES CLOSED 1.6 PERCENT higher yesterday, buoyed by gains on Wall Street and hopes of an interest rate cut in the United States, dealers said.

Call center plans to raise ₱4B from stock offering

IPO planned in 1st quarter of 2008

By Elizabeth Sanchez-Lazaro

[illegible]

iRemit IPO oversubscribed

[illegible]

OVERSEAS

[illegible]

PHILIPPINE STOCK EXCHANGE

[illegible]

Merchandise exports down 4.8% in August



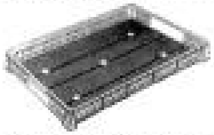
ELECTRONICS exports dropped by 4 percent to $2.6 billion in August.

Strong peso, weak world prices blamed

The Inquirer apologizes to the parties concerned as this "notice to the public" should have been published on October 9.

Permanent injunction slapped on PRCI deal

NOTICE TO THE PUBLIC



Will this IPO make Splash?

BREAKTIME

Conrado R. Banal III



Maynilad seeks early exit from rehabilitation

Water concessionaire eager to start P26-B infra program

Banana growers stand to make a bundle with Japan-RP pact

S&P: RP credit upgrade hinges on tax measures

PAL receivership exit . . .

From page B1

SEC milestone

Peso hits new 7-year . . .

From page B1

Stocks jump 1.6%

From page B1

SLEX loan ready—IFC

Ecozone investments surge

'07 goal of P100B surpassed

PNOC-EDC potential bidders down to 16

Paths to peace



Peace efforts

Support for peace

GE Money Bank

A Savings Bank

DEPOSITS • SME LOANS • CONSUMER LOANS

Free GE Profile™ Ref or Microwave Oven

when you avail of a Home Loan

Apply for a GE Money Bank Home Loan from October 1 to December 31, 2007 and get a free GE Profile™ Refrigerator for every approved and availed loan of P1.5 million and above or a GE Microwave Oven for every approved and availed loan of P1.0 million to less than P1.5 million.



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GE imagination at work

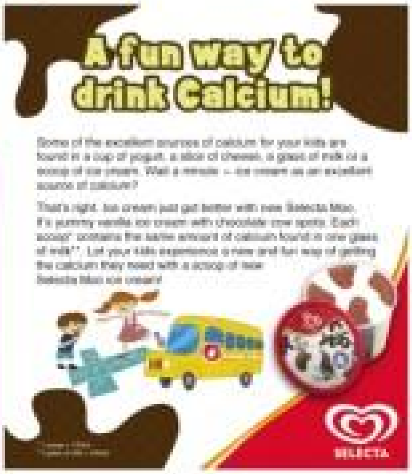


LIFESTYLE

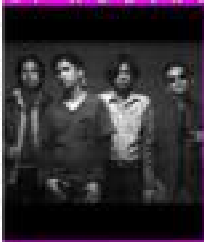


Well worth the long wait

Choa has always dreamed of opening a different kind of Filipino restaurant



WHAT'S ON AT ROBINSONS



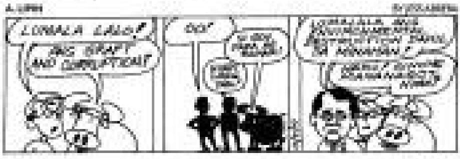




The Calcium Spot

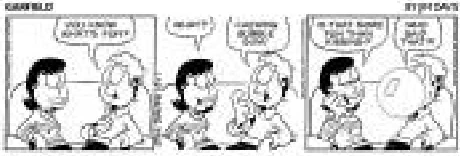


A. LIPIN

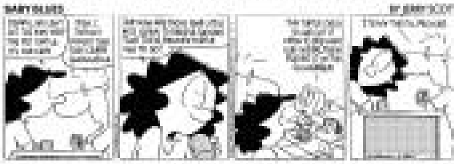


PUGAD BABOY





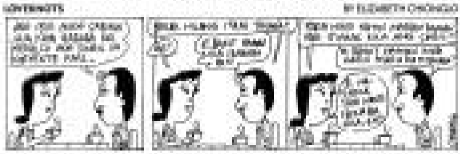
BABY BLUES



ATOMO AND WENDY



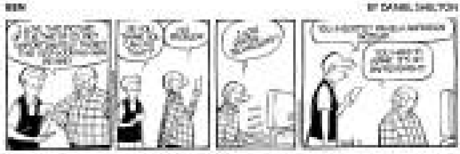
LOVEBIRDS



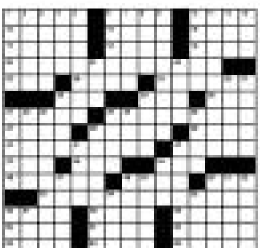
KIKO MACHINE



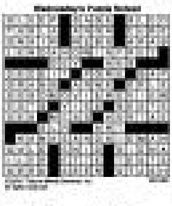
BEN



DAILY CROSSWORD



Wednesday's Puzzle Solved



HOROSCOPE

CONCEPTIS SU DOKU

Conceptis Sudoku

7	8							
4	2				3	7	1	
					6		9	
					9	1	6	
	3	4	2					
	5		4					
	9	8	7				5	3
							7	9

Difficulty Level ★★★

HOW TO PLAY SU DOKU

Answer to previous puzzle

2	8	5	3	7	9	1	4	6
1	4	6	8	2	5	3	7	9
3	9	7	6	4	1	5	2	8
9	2	1	7	8	6	4	5	3
7	5	8	9	3	4	2	6	1
6	3	4	5	1	2	9	8	7
5	6	3	4	9	8	7	1	2
4	1	9	2	6	7	8	3	5
8	7	2	1	5	3	6	9	4







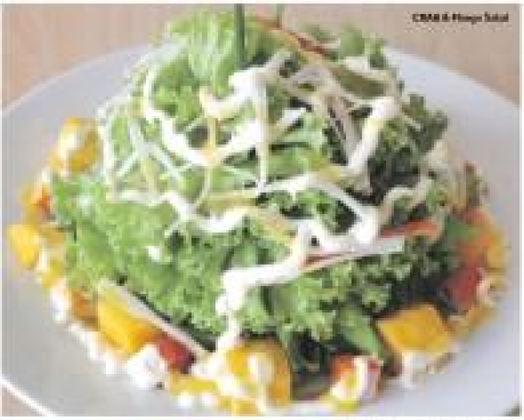
Well worth the long wait







Tribute to a great cook





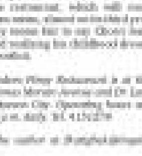
THE CONSUMER

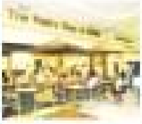
Thanks, but no thanks

More on solicitors

Warning

Mall gives entrepreneur room to expand





COUNTRY COOKING
Micky Fenix

A delicious way to travel



GRILLED

Documenting local cuisine

Sociology of food

French food and wine fest

LifeStyle



GAUDI'S Chuleton Villapalla



Spain promotes itself in a most enjoyable way—through food and wine

CAPRICE Colombelle





KITCHEN RESCUE
Reggie Aspiras

An Andalusian evening

Affordable wines



Dining Out

Mediterranean feast





FILLING MEAL IN A BOWL



Cooking Classes

Sun-dried tomatoes, Pinoy buffet

Baked goodies

Classic Italian pastas

'Adobo' contest goes national



It's Christmas in October in Marikina

Hot soup for rainy days ahead

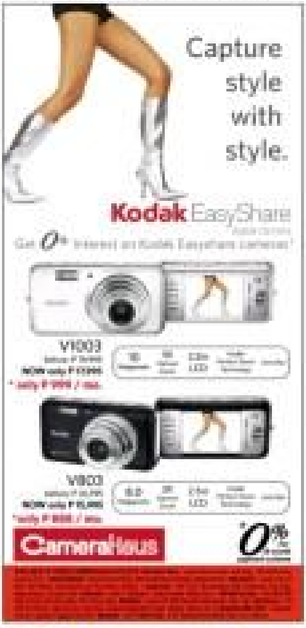




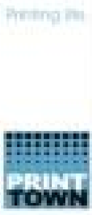
PIZZA IN A CONE

An Andalusian evening

'Tortured' by sticky 'torta'









Healthy cooking becomes haute cuisine



ENERGIZING duo of crabmeat and Granny Smith apple on a layer of cleansing cucumber essence with vanilla oil and sprinkled with flower petals

FLAVORFUL poached fillet of lapu-lapu in wild rice dusted with invigorating lemon grass "tuyo" and with zesty papaya crisp

LETTUCE spring roll with marinated shrimps and sugar-free avocado and green apple sashimi

ROASTED Dutch veal loin drizzled with herbs and soothing lavender jus with hearty saffron whipped potatoes and fresh Tagaytay highland vegetable bundle

LUSCIOUS chocolate and vanilla tea crème brulee dome, native mandarin coulis and revitalizing basil and pineapple pearl jelly

SOFITEL PHILIPPINE PLAZA introduces Cuisine Vitale, a selection of healthy dishes that are delicious and nourishing, their flavors enhanced by the use of natural and organic ingredients.

The dishes, launched during the recent Spa Asia Wellness Summit 2007 in the same hotel as part of the country's observance of health and wellness month, is now available at Sofitel's Spiral restaurant.



ENTERTAINMENT



The message is pure

But '11th Hour' packs in a daunting amount of information

Onslaught

More options for Nora Aunor

Viewfinder



ROBINSONS MOVIEWORLD CINEMAS MOVIE GUIDE

www.robinsonsmovieworld.com

GALLERIA

1 NO RESERVATION - THX	6 STARDUST
2 APAT DAPAT, DAPAT APAT	7 RESIDENT EVIL 3
3 WEDDING DAZE	8 indieSine: STILL LIFE
4 RETRIBUTION	9 I NOW PRONOUNCE YOU CHUCK & LARRY
5 KUNG FU FIGHTER	10 ROGUE ASSASSIN

ERMITA

1 APAT DAPAT, DAPAT APAT	
2 WEDDING DAZE NO RESERVATIONS	5 STARDUST
3 RETRIBUTION	6 KUNG FU FIGHTER
4 RESIDENT EVIL 3	7 ANG LALAKE sa PAROLA

METRO EAST

1 APAT DAPAT, DAPAT APAT	5 KUNG FU FIGHTER
2 STARDUST	6 RETRIBUTION
3 RESIDENT EVIL 3	7 I NOW PRONOUNCE YOU CHUCK & LARRY / EVENING
4 WEDDING DAZE	8 DECEMBER BOYS

NOVALICHES

1 APAT DAPAT, DAPAT APAT	3 RESIDENT EVIL 3
2 STARDUST	4 I'VE FALLEN FOR YOU

PIONEER

1 APAT DAPAT, DAPAT APAT	3 KUNG FU FIGHTER
2 STARDUST	4 RESIDENT EVIL 3

STA. ROSA

1 APAT DAPAT, DAPAT APAT
2 DECEMBER BOYS
3 I KNOW WHO KILLED ME
4 STARDUST

LIPA

1 ROGUE ASSASSIN
2 I'VE FALLEN FOR YOU
3 APAT DAPAT, DAPAT APAT
4 THE BRAVE ONE
5 I NOW PRONOUNCE YOU CHUCK & LARRY

DASMARIÑAS

1 APAT DAPAT, DAPAT APAT
2 DECEMBER BOYS
3 STARDUST
4 RESIDENT EVIL 3

IMUS

1 APAT DAPAT, DAPAT APAT
2 STARDUST
3 I KNOW WHO KILLED ME
4 RESIDENT EVIL 3

ANGELES

1 APAT DAPAT, DAPAT APAT
2 NO RESERVATIONS
3 SHOOT 'EM UP
4 SIGNOS

TARLAC

1 APAT DAPAT, DAPAT APAT
2 THE LAST LEGION
3 ROGUE ASSASSIN

STARMILLS

1 APAT DAPAT, DAPAT APAT	4 I'VE FALLEN FOR YOU
2 NO RESERVATIONS	5 I KNOW WHO KILLED ME
3 SHOOT 'EM UP	6 THE HOST

BACOLOD

1 APAT DAPAT, DAPAT APAT
2 DAYWATCH
3 I NOW PRONOUNCE YOU CHUCK & LARRY
4 I KNOW WHO KILLED ME
5 ROGUE ASSASSIN
6 indieSine: LIGAW LIHAM

ILOILO

1 APAT DAPAT, DAPAT APAT
2 DAYWATCH
3 SHOOT 'EM UP
4 ROGUE ASSASSIN
5 I'VE FALLEN FOR YOU
6 I NOW PRONOUNCE YOU CHUCK & LARRY

The message is pure

[illegible]

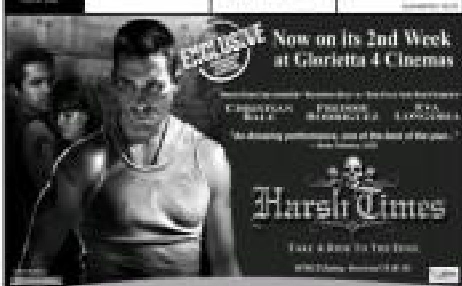


AT THE CINEMAS

GLORIETTA 1	1 KUNG FU FIGHTER	2 STARDUST	3 RETRIBUTION	4 APAT DAPAT DAPAT APAT			
GLORIETTA 4	1 RESIDENT EVIL EXTINCTION	2 NO RESERVATIONS	3 STARDUST	4 WEDDING DAZE	5 THE 11TH HOUR	6 APAT DAPAT DAPAT APAT	7 [illegible]
GREENBELT 1	1 APAT DAPAT DAPAT APAT	2 STARDUST					
GREENBELT 3	1 STARDUST	2 SPANISH FILM FESTIVAL	3 DECEMBER BOYS	4 NO RESERVATIONS	5 RESIDENT EVIL EXTINCTION		
ALABANG TOWN CENTER	1 STARDUST	2 RESIDENT EVIL EXTINCTION	3 APAT DAPAT DAPAT APAT	4 RETRIBUTION	5 KUNG FU FIGHTER		
AYALA CENTER CEBU	1 STARDUST	2 APAT DAPAT DAPAT APAT	3 [illegible]	4			
MARKET! MARKET!	1 APAT DAPAT DAPAT APAT	2 RETRIBUTION	3 RESIDENT EVIL EXTINCTION	4 STARDUST	5 KUNG FU FIGHTER		
TRINOMA	1 APAT DAPAT DAPAT APAT	2 RETRIBUTION	3 RESIDENT EVIL EXTINCTION	4 NO RESERVATIONS	5 RETRIBUTION	6 I NOW PRONOUNCE YOU CHUCK & LARRY	7 STARDUST

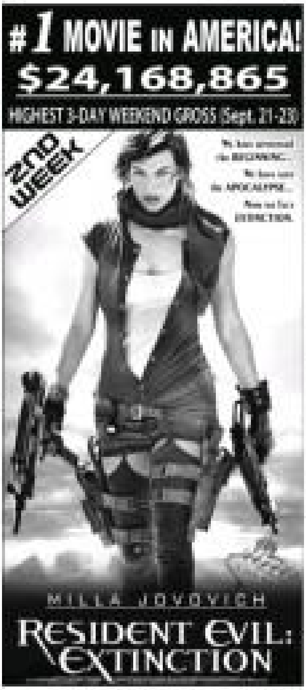
AT THE MALLS

Glorietta	[illegible]
Greenbelt	[illegible]
Alabang Town Center	The Click Five – America's Best Power Pop Band [illegible] Activity Center
Ayala Center Cebu	[illegible]
Market! Market!	[illegible]
Glorietta	[illegible]
Ayala Museum	[illegible]
Tri Noma	[illegible]





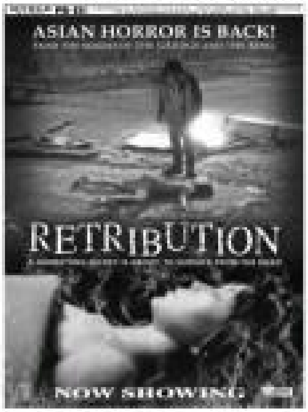




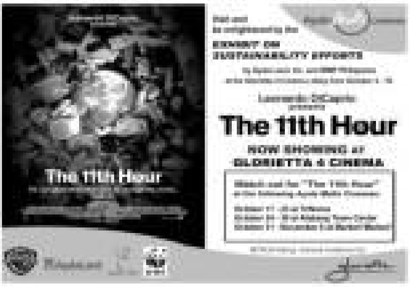
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